

**BOARD OF REAL ESTATE APPRAISERS
BOARD MEETING MINUTES
February 4, 2003**

MEMBERS PRESENT

James Murphy
Bruce Bell
Walter Bowditch
Kenneth Charest
Joseph Herlihy
Theodore Webersinn

MEMBERS ABSENT

James Tweedie

OTHERS PRESENT

Carol Leighton, Administrator
Dennis Smith, A.A.G.
Kim Baker-Stetson, Board Clerk
Susan Greenlaw, Board Clerk

Location: Central Conference Room **Start:** 9:02 a.m. **Adjourn:** 11:50 a.m.

CALL TO ORDER

The meeting was called to order at 9:02 a.m. Newly appointed member Theodore Webersinn was introduced and welcomed to the Board.

AGENDA MODIFICATIONS

Members agreed to add the following to the agenda:

- Letter from Duke Simoneau

OLD BUSINESS

Action on Minutes of January 7, 2003 Meeting

A motion was made by Bruce Bell and seconded by Joseph Herlihy to approve the minutes of the January 7, 2003 meeting as written. Unanimous.

Action on Tabled Applications/Items

- Gordon Mahan – application to sit for CR
- Roch Rousseau – application for reinstatement
- Bob Strong – application to sit for CR
- Richard Thibodeau – Board requested appraisals for review

See “Review and Action on Applications and Education.”

NEW BUSINESS

Adjudicatory Hearing – Bertrand E. Berube (Complaint #REA-152)

The hearing in the matter of Bertrand E. Berube opened at 9:30 a.m. Mr. Berube was not present nor represented by counsel. Assistant Attorney General Dennis Smith was present on behalf of the State. The Presiding Officer was James Smith. Public deliberations were conducted at the close of the hearing.

A motion was made by Bruce Bell and seconded by Terry Bowditch to find Mr. Berube in violation of §14014(1)(G), §14014(1)(I), and §14014(1)(J), as well as USPAP Competency Provision, USPAP Standards Rules 1-1(b), 1-1(c), 1-4(b), and 2-1(a) and to issue the Decision & Order as follows: (1) Mr. Berube shall pay costs associated with the hearing, not to exceed \$1,200; (2) Mr. Berube shall pay a fine in the amount of \$1,500 (\$500 per violation); and (3) Mr. Berube's license shall be revoked. Unanimous.

Administrator's Report

The First Regular Session of the 121st Maine Legislature is in session. Board members will be informed of any legislative proposals that directly impact their program.

Members were informed that a Legislative proposal has been submitted requiring a transfer of funds from the Department to the General Fund. Subsequently a percentage from of each program under the Office of License and Registration would be transferred to the General Fund.

Complaint Officer's Report

Nothing to report.

Review and Action on Applications and Education

APPLICANT	APPLYING TO	ACTION
Regina Merry AP 1669	Upgrade from Licensed Appraiser to Certified Residential <ul style="list-style-type: none"> QE balance on file = 130 Experience hours submitted = 2655 First licensed = 01/22/2002 Adequate # of major/complex appraisals? 	Board requested samples – not yet received. Tabled.
Bob Strong	Upgrade from Licensed Appraiser to Certified Residential <ul style="list-style-type: none"> QE balance on file = 120 Experience hours submitted = 2655 First licensed = 10/14/98 Adequate number of major/complex appraisals? 	Board requested samples – received. Approved. Motion by Bell; second by Bowditch. Unanimous.
Roch Rousseau	Request for reinstatement of CR 195 <ul style="list-style-type: none"> License expired: 12/31/2000 No discipline on file First licensed: 03/21/1991 	Board requested: Log of 2500 hours, \$200.00, and 28 CEU's - not received. Tabled. Motion by Bowditch; second by Herlihy. Unanimous.
Luther Yonce		Pending exam score verification – not received. Tabled.
Gordon Mahan AP 1534	Upgrade to certified residential <ul style="list-style-type: none"> Has 125 QE Has more then 24 months work experience Has 4000+ hours work experience submitted 	Tabled pending receipt of transfer documents and assessor's tax cards. Motion by Herlihy; second by Charest. Unanimous.
Richard Thibodeau AP 1451		Samples received and reviewed. Accepted appraisals and in compliance with consent agreement. Motion by Herlihy; second by Charest. Unanimous.

Correspondence

Letter from Duke Simoneau: The Board received a letter from Mr. Simoneau requesting their approval of Brett Morgan, licensed in Texas, Virginia, and Washington DC, as his supervisor once he has received a Maine license. A motion was made by Joseph Herlihy and seconded by Bruce Bell to approve Mr. Simoneau's request. Unanimous.

Next Meeting Scheduled for March 4, 2003

OTHER BUSINESS

Being no further board business the meeting was adjourned at 11:50 a.m.

Respectfully submitted,

Susan Greenlaw
Board Clerk